

AUG 08 2005

S/N 10/663,153

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Feldman et al.	Examiner:	Unknown
Serial No.:	10/663,153	Group Art Unit:	3729
Filed:	September 15, 2003	Docket No.:	12008.32USC7
Title:	SMALL VOLUME IN VITRO ANALYTE SENSOR		

CERTIFICATE UNDER 37 CFR 1.8(b):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on August 8, 2005.

By: 

Name: Rebecca Krueger

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. §1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked

as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P. C  
P. O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 371-5222

Date:

Aug 8, 2005

By

Mara E. Liepa

Mara E. Liepa  
Reg. No. 40,066  
MEL:rlr

**23552**

PATENT TRADEMARK OFFICE

Date Faxed: August 8, 2005

Sheet 1 of 1

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b>  (Use several sheets if necessary)	Docket Number: 12008.32USC7	Application Number: 10/663,153
	Applicant: Feldman et al.	
	Filing Date: 09/15/2003	Group Art Unit: 3729

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,216,245	08/05/1980	Johnson			
	4,225,410	09/30/1980	Pacc			
	5,206,147	04/27/1993	Hoenes			
	5,352,351	10/04/1994	White et al.			
	5,682,884	11/04/1997	Hill et al.			
	5,700,695	12/23/1997	Yassinzadeh et al.			
	5,820,551	10/13/1998	Hill et al.			
	5,942,102	08/24/1999	Hodges et al.			
	6,032,059	02/29/2000	Henning et al.			
	6,174,420	01/16/2001	Hodges et al.			
	6,179,979	01/30/2001	Hodges et al.			
	6,444,115	09/03/2002	Hodges et al.			
	6,475,360	11/05/2002	Hodges et al.			
	6,521,110	02/18/2003	Hodges et al.			
	6,630,415	10/07/2003	Phillips et al.			
	6,632,349	10/14/2003	Hodges et al.			
	6,863,801	03/08/2005	Hodges et al.			
	6,878,251	04/12/2005	Hodges et al.			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
		Bratten et al., Micromachining Sensors for Electrochemical Measurement in Subnanoliter Volumes, January 15, 1997, Pages 253-258				

**23552**

PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

\*Substitute Disclosure Statement Form (PTO-1449)

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE